

PROOF

STATE OF IOWA

Senate Journal

MONDAY, APRIL 27, 2015

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JOURNAL OF THE SENATE

ONE HUNDRED SIXTH CALENDAR DAY
SIXTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 27, 2015

The Senate met in regular session at 1:06 p.m., President Jochum presiding.

Prayer was offered by Pastor Mike Eells of the Atlantic Gospel Chapel in Atlantic, Iowa. He was the guest of Senator Costello.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Sally Ropes.

The Journal of Thursday, April 23, 2015, was approved.

The Senate stood at ease at 1:10 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:04 p.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Kapucian, until he arrives, on request of Senator Dix.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

[House File 229](#)

Senator Gronstal called up for consideration [House File 229](#), a bill for an act relating to the regulation of free offers and buying club memberships, amended by the Senate and further amended by the House in House amendment [S-3133](#) to Senate amendment [H-1215](#), filed April 22, 2015.

Senator Bolkcom moved that the Senate concur in the House amendment to the Senate amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Bolkcom moved that the bill, as amended by the Senate, further amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question “Shall the bill pass?” ([H.F. 229](#)), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kinney	Shiple
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Dotzler	Mathis	Smith
Bisignano	Dvorsky	McCoy	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

Kapucian

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENT CONSIDERED

[Senate File 366](#)

Senator Gronstal called up for consideration [Senate File 366](#), a bill for an act relating to the reexamination, recalculation, and offset of disability retirement benefits for beneficiaries under the public safety peace officers’ retirement, accident, and disability system, amended by the House in House amendment [S-3132](#), filed April 22, 2015.

Senator Petersen moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Petersen moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 366](#)), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kinney	Shiple
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Dotzler	Mathis	Smith
Bisignano	Dvorsky	McCoy	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

Kapucian

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

CONSIDERATION OF BILLS (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 492 and 494.

Senate File 492

On motion of Senator Ragan, **Senate File 492**, a bill for an act creating a disaster case management grant fund and program, was taken up for consideration.

Senator Ragan moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (**S.F. 492**), the vote was:

Yeas, 49:

Allen	Danielson	Johnson	Seng
Anderson	Dearden	Kinney	Shipley
Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Dotzler	Mathis	Smith
Bisignano	Dvorsky	McCoy	Sodders
Bolkcom	Feenstra	Petersen	Taylor
Bowman	Garrett	Quirnbach	Whitver
Brase	Gronstal	Ragan	Wilhelm
Breitbach	Guth	Rozenboom	Zaun
Chapman	Hart	Schneider	Zumbach
Chelgren	Hogg	Schoenjahn	
Costello	Horn	Schultz	
Courtney	Jochum	Segebart	

Nays, none.

Absent, 1:

Kapucian

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 494

On motion of Senator Wilhelm, **Senate File 494**, a bill for an act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, was taken up for consideration.

Senator Wilhelm moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 494](#)), the vote was:

Yeas, 26:

Allen	Dearden	Jochum	Schoenjahn
Bisignano	Dotzler	Kinney	Seng
Bolkcom	Dvorsky	Mathis	Sodders
Bowman	Gronstal	McCoy	Taylor
Brase	Hart	Petersen	Wilhelm
Courtney	Hogg	Quirnbach	
Danielson	Horn	Ragan	

Nays, 23:

Anderson	Costello	Kraayenbrink	Sinclair
Behn	Dix	Rozenboom	Smith
Bertrand	Feenstra	Schneider	Whitver
Breitbach	Garrett	Schultz	Zaun
Chapman	Guth	Segebart	Zumbach
Chelgren	Johnson	Shipley	

Absent, 1:

Kapucian

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that **Senate Files 366, 492, and 494** and [House File 229](#) be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:28 p.m. until 9:00 a.m., Tuesday, April 28, 2015.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

AUDITOR OF STATE

Independent Auditor's Report on the Disbursement of Federal Funds by all State Agencies, Institutions, and Universities, pursuant to Iowa Code section 11.24. Report received on April 24, 2015.

Report on the Historic Preservation and Cultural and Entertainment District Tax Credit Program 7/1/00–6/30/13, pursuant to Iowa Code section 11.2. Report received on April 24, 2015.

Report of Recommendations to the Iowa Public Employees' Retirement System, pursuant to Iowa Code section 11.4. Report received on April 24, 2015.

Report of Recommendations to the Office of the Secretary of State, pursuant to Iowa Code section 11.4. Report received on April 24, 2015.

Review of Expenditures IDPH, Boards of Pharmacy, Dental, Medicine, and Nursing 7/1/11–8/31/14, pursuant to Iowa Code section 11.24. Report received on April 24, 2015.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Ellen Lemke, Bedford—For celebrating her 100th birthday. Senator Costello.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 24, 2015, the Governor approved and transmitted to the Secretary of State the following bills:

[Senate File 125](#) – Relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce.

[Senate File 135](#) – Relating to campaign finance by requiring electronic filing of certain statements and reports and by raising the minimum dollar amounts that trigger certain regulations.

[Senate File 167](#) – Relating to the compensation of elective county officers.

[Senate File 203](#) – Relating to persons and activities regulated by the board of nursing.

[Senate File 274](#) – Relating to programs and services under the purview of the department of public health including the board of hearing aid dispensers and the medical residency training matching grants program and including effective date and retroactive applicability provisions.

[Senate File 292](#) – Relating to the confidentiality of certain juvenile court records.

[Senate File 306](#) – Relating to communication and visitation between an adult ward and another person.

[Senate File 335](#) – Relating to the release of certain information to a procurement organization.

[Senate File 401](#) – Relating to subacute care facilities.

[Senate File 412](#) – Relating to child welfare, including provisions relating to child in need of assistance and delinquency cases.

[Senate File 434](#) – Relating to continuing education requirements for licensed barbers.

[Senate File 438](#) – Requiring the racing and gaming commission to conduct a study on exchange wagering.

[Senate File 448](#) – Relating to the commission of a class “A” felony by a person under eighteen years of age, providing penalties, and including effective date and applicability provisions.

[Senate File 456](#) – Concerning the sale and off-premises transportation and consumption of certain containers of beer.

[Senate File 457](#) – Allowing the office of ombudsman access in the performance of its duties to the minutes and audio recording of a closed session.

[Senate File 462](#) – Relating to the maintenance and administration of epinephrine in schools and certain other facilities.

[Senate File 463](#) – Relating to the redesign of mental health and disabilities services administered by regions comprised of counties.

AMENDMENT FILED

[S-3136](#) [H.F. 635](#) Tod R. Bowman